Instructions for Form 1098-C

Section references are to the Internal Revenue Code unless otherwise noted.

Reminder
In addition to these specific instructions, you should also use the 2009 General Instructions for Forms 1099, 1098, 3921, 3922, 5498, and W-2G. Those general instructions include information about the following topics:
- Backup withholding.
- Electronic reporting requirements.
- Penalties.
- Who must file (nominee/middleman).
- When and where to file.
- Taxpayer identification numbers.
- Statements to recipients.
- Corrected and void returns.
- Other general topics.

You can get the general instructions from the IRS website at www.irs.gov or by calling 1-800-TAX-FORM (1-800-829-3676).

Specific Instructions
Who Must File
File a separate Form 1098-C, Contributions of Motor Vehicles, Boats, and Airplanes, with the IRS for each contribution of a qualified vehicle that has a claimed value of more than $500. A qualified vehicle is any motor vehicle manufactured primarily for use on public streets, roads, and highways; a boat; or an airplane. However, property held by the donor primarily for sale to customers, such as inventory of a dealer, is not a qualified vehicle.

Contemporary Written Acknowledgment
If a donor contributes a qualified vehicle to you with a claimed value of more than $500, you must furnish a contemporaneous written acknowledgment of the contribution to the donor under section 170(f)(12) containing the same information shown on Form 1098-C. Otherwise, the donor cannot claim a deduction of more than $500 for that vehicle. Copy B of Form 1098-C may be used for this purpose. An acknowledgment is considered contemporaneous if it is furnished to the donor no later than 30 days after the:
- Date of the sale, if you are required to check box 4a, or
- Date of the contribution, if you are required to check box 5a or 5b.

Provide the donor with Copies B and C of Form 1098-C or your own acknowledgment that contains the required information. For contributions for which you completed an acknowledgment in calendar year 2009, file Copy A with the IRS by March 1, 2010 (March 31, 2010, if filed electronically). See the 2009 General Instructions for Forms 1099, 1098, 3921, 3922, 5498, and W-2G for more information on how to file.

For a contribution of a qualified vehicle with a claimed value of up to not more than $500, do not file Form 1098-C.

Donor’s Identification Number
See part J of the 2009 General Instructions for Forms 1099, 1098, 3921, 3922, 5498, and W-2G for details on requesting the donor’s identification number. If the donor does not provide an identification number, you must check box 7 because the acknowledgment will not meet the requirements of section 170(f)(12) and the donor will not be allowed to claim a deduction of more than $500 for the qualified vehicle.

Box 1. Date of Contribution
Enter the date you received the motor vehicle, boat, or airplane from the donor.

Box 2. Make, Model, and Year of Vehicle
Enter this information in the order stated. For example, enter “Ford Explorer, 2000,” “Piper Cub, 1982,” or “Larson LXi 210, 2002.”

Box 3. Vehicle or Other Identification Number
For any vehicle contributed, this number is generally affixed to the vehicle. For a motor vehicle, the vehicle identification number is 17 alpha/numeric characters in length. Refer to the vehicle owner’s manual for the location of the vehicle identification number. For a boat, the hull identification number is 12 characters in length and is usually located on the starboard transom. For an airplane, the aircraft identification number is 6 alpha/numeric characters in length and is located on the tail of a U.S. aircraft.

Cat. No. 39750N
Box 4a. Vehicle Sold in Arm’s Length Transaction to Unrelated Party
If the vehicle is sold to a buyer other than a needy individual (as explained in the instructions for box 5b) without a significant intervening use or material improvement (as explained in the instructions for box 5a), you must certify that the sale was made in an arm’s length transaction between unrelated parties. Check the box to make the certification. Also complete boxes 4b and 4c. Skip this box if the qualified vehicle has a claimed value of $500 or less.

Box 4b. Date of Sale
If you checked box 4a, enter the date that the vehicle was sold in the arm’s length transaction. Skip this box if the qualified vehicle has a claimed value of $500 or less.

Box 4c. Gross Proceeds
If you checked box 4a, enter the gross proceeds from the sale of the vehicle. This generally is the sales price. Do not reduce this amount by any expenses or fees. Skip this box if the qualified vehicle has a claimed value of $500 or less.

Box 5a. Vehicle Will Not Be Transferred Before Completion of Material Improvements or Significant Intervening Use
If you intend to make a significant intervening use of or a material improvement to this vehicle, you must check box 5a to certify that the vehicle will not be transferred for cash, other property, or services before completion of the use or improvement. Also complete box 5c. Skip this box if the qualified vehicle has a claimed value of $500 or less.

To constitute significant intervening use, the organization must actually use the vehicle to substantially further the organization’s regularly conducted activities, and the use must be significant, not incidental. Factors in determining whether a use is a significant intervening use include its nature, extent, frequency, and duration. For this purpose, use includes providing transportation on a regular basis for a significant period of time or significant use directly relating to training in vehicle repair. Use does not include the use of a vehicle to provide training in business skills, such as marketing or sales. Examples of significant use include:

• Driving a vehicle every day for 1 year to deliver meals to needy individuals, if delivering meals is an activity regularly conducted by the organization, and

• Driving a vehicle for 10,000 miles over a 1-year period to deliver meals to needy individuals, if delivering meals is an activity regularly conducted by the organization.

Material improvements include major repairs and additions that improve the condition of the vehicle in a manner that significantly increases the value. To be a material improvement, the improvement cannot be funded by an additional payment to the donee from the donor of the vehicle. Material improvements do not include cleaning, minor repairs, routine maintenance, painting, removal of dents or scratches, cleaning or repair of upholstery, and installation of theft deterrent devices.

Box 5b. Vehicle To Be Transferred to a Needy Individual for Significantly Below Fair Market Value
Check box 5b if you intend to sell the vehicle to a needy individual at a price significantly below fair market value or make a gratuitous transfer of the vehicle to a needy individual in direct furtherance of your organization’s charitable purpose of relieving the poor and distressed or underprivileged who are in need of a means of transportation. Do not enter any amount in box 4c. The donor’s contribution for a sale for this purpose is not limited to the gross proceeds from the sale. Skip this box if the qualified vehicle has a claimed value of $500 or less.

Box 5c. Description of Material Improvements or Significant Intervening Use and Duration of Use
Describe in detail the intended material improvements to be made by the organization or the intended significant intervening use and duration of the use by the organization. Skip this box if the qualified vehicle has a claimed value of $500 or less.

Box 6a. Checkbox for Whether Donee Provided Goods and Services in Exchange for the Vehicle
You must check the box to indicate whether you provided goods or services to the donor in exchange for the vehicle described above.

Box 6b. Value of Goods and Services Provided in Exchange for the Vehicle
If you checked “Yes” in box 6a, complete box 6b. You must give a good faith estimate of the value of those goods and services including intangible religious benefits. Include the value of any goods and services you may provide in a year other than the year that the qualified vehicle was donated. Pub. 561, Determining the Value of Donated Property, provides guidance for providing an estimate for the value of goods and services.

Box 6c. Description of the Goods and Services
If you checked “Yes” in box 6a, describe in detail the goods and services, including intangible religious benefits, that were provided to the donor. If the donor received only intangible religious benefits, check the box.

An intangible religious benefit is one that is provided by an organization organized exclusively for religious purposes and which generally is not sold in a commercial transaction outside the donative context.

Box 7. Checkbox for a Vehicle With a Claimed Value of $500 or Less
If the vehicle has a claimed value of $500 or less or the donor did not provide a taxpayer identification number, you must check box 7. If you check box 7, do not file Copy A with the IRS and do not furnish Copy B to the donor.